

# **EXHIBIT 2**



**RICHARDS BRANDT MILLER NELSON**  
A Professional Law Corporation

December 12, 2019

**Via Email: dgreid@hollandhart.com and U.S. Mail**

Darren G. Reid, Esq.  
HOLLAND & HART LLP  
222 South Main Street, Suite 2200  
Salt Lake City, UT 84101

Re: *Smash Technology, LLC, et al. v. Smash Solutions, LLC, et al.*  
File No. 21981-0002

Dear Darren:

This letter is sent pursuant to Local Rule 37-1(a) to address Defendant's Second Request for Production of Documents to Plaintiff Michael Alexander, served September 19, 2019. The Second Request was served nearly three (3) months ago and to date Mr. Alexander has served no responses, nor has he sought an extension of time to serve responses.

The Court recently entered an Amended Scheduling Order (Doc. 69) based on the parties' Stipulation. However, that Order only accomplished an extension of the pretrial schedule. Our clients still face the difficult predicament of having been brought into this litigation by Mr. Alexander and Technology, but cannot get adequate document production from the Plaintiffs. We need something more specific than an assurance that responses will be provided "before the parties conduct depositions ...." (Reid Email 12/4/19.)

Under the Local Rules, we request the opportunity to meet and confer about these issues either in person or by telephone. Please contact me about your availability to do so.

Sincerely,

RICHARDS BRANDT MILLER NELSON

Matthew C. Barneck

MCB/kr  
cc: Zachary E. Peterson  
GAEDS\DOCS\21981\0002\19Z6349.DOCX

Richards Brandt Miller Nelson  
111 East Broadway, Suite 400  
Salt Lake City, Utah 84111  
PO Box 2465  
Salt Lake City, Utah 84110-2465  
P 801-531-2000 F 801-532-5506  
E-Mail: mail@rbmn.com  
www.rbmn.com

Gary L. Johnson  
George T. Naegle  
Craig C. Coburn  
Robert G. Wright<sup>WY</sup>  
Christian W. Nelson<sup>RI</sup>  
Matthew C. Barneck<sup>CO WY</sup>  
Mark R. Sumsion  
Brandon B. Hobbs

Zachary E. Peterson<sup>MI</sup>  
David H. Tolk  
Lincoln Harris<sup>KY</sup>  
Rafael A. Seminario  
Courtney Kochevar<sup>WY</sup>  
Steven H. Bergman<sup>CA</sup>  
Lori L. Hansen  
Brian D. Bolinder<sup>WY</sup>

Sean C. Miller<sup>ID</sup>  
Jennifer H. Mastrorocco  
Barbara Melendez  
Jack W. Reed  
Barry G. Scholl  
Kristina H. Ruedas  
Cody G. Kesler  
Samantha E. Wilcox<sup>ID WY</sup>

Tyler A. Dever<sup>OK</sup>  
Alexandria M. Westover  
Zacchary L. Sayer  
John E. Keiter<sup>AK</sup>  
Aaron T. Cunningham  
Claire Bradford Di Caro

Of Counsel:  
David L. Barclay  
Lynn S. Davies  
Russell C. Fericks  
Michael K. Mohrman  
Kari N. Dickinson  
Jonathon D. Parry<sup>GA</sup>  
Adam S. Affleck<sup>IA</sup>  
Glenn R. Bronson<sup>IA</sup>

Founders:  
William S. Richards  
(1929-2002)  
Robert W. Brandt  
(1923-2017)  
Robert W. Miller  
(1940-1983)  
P. Keith Nelson  
(1939-2013)